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United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

V.

REGINALD JOHN WIND JR.

CRIMINAL COMPLAINT

Case Number: 11-MJ-183(MKK)

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief.

On or about April 6, 2011, within the confines of the Red Lake Indian Reservation, in the State and District of Minnesota, defendant, Reginald John Wind Jr., an Indian, did knowingly engage in and attempt to engage in a sexual act with the victim, C.M., an Indian child under the age of 12. The sexual act involved the penetration of the victim's genital opening with the defendant's finger, with an intent to abuse, humiliate, harass and degrade the victim and arouse and gratify the sexual desire of the defendant.

In violation of Title 18, United States Code, Section(s) 1153, 2241(c) and 2246(2)(C).

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:

SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No



Signature of Complainant
Michael Iverson
FBI

Sworn to before me, and subscribed in my presence,

May 3, 2011
Date

The Honorable Mary Kay Klein
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

at

Bemidji, MN

City and State

Mary Kay Klein
Signature of Judicial Officer

SCANNED

MAY 04 2011

U.S. DISTRICT COURT ST. PAUL

1 STATE OF MINNESOTA)

2)
3 COUNTY OF BELTRAMI) ss. AFFIDAVIT OF MICHAEL J. IVERSON

4) 11- m5-183 (mkk)
5)
6)

7 1. Your affiant, Michael J. Iverson, being duly sworn,
8 does depose and state as follows:

9 2. I am a Special Agent (SA) of the Federal Bureau of
10 Investigation (FBI). I have been a Special Agent of
11 the FBI since July 2004. I am currently assigned to
12 the Bemidji, Minnesota Resident Agency of the FBI with
13 the primary responsibility of investigating violent
14 crimes that occur on the Red Lake Indian Reservation.
15 The information contained in this affidavit is based
16 on my knowledge and on the reporting and knowledge of
17 other law enforcement officers involved in this
18 investigation.

19 3. On April 6, 2011, the Red Lake Police Department
20 (RLPD) was informed of a sexual assault of a child
21 that had occurred at a residence located on the Red
22 Lake Indian Reservation.

23 4. RLPD Officers arrived to the Amanda Walton residence,
24 located in the Walking Shield area of the Red Lake
25 Indian Reservation, and interviewed witnesses.

26 5. Witness 1 advised he was at the Amanda Walton
27 residence with Reggie Wind (identified as Reginald
28 John Wind Jr., date of birth (DOB) XX/XX/1988) on
29 April 6, 2011.

30 6. Witness 1 advised that kids were not allowed outside
31 at the Walton residence due to a concern about bears.
32 Witness 1 saw C.M. outside and running towards the

1 back of the house. Witness 1 asked C.M. why she was
2 outside and C.M. advised that Reggie let her outside.
3 C.M. then came back into the residence.

4 7. A while later, Witness 1 went to one of the back
5 bedrooms in the residence and looked outside through a
6 window. Witness 1 saw C.M. running, stop, and walk
7 towards the house. Witness 1 looked down and saw Wind
8 outside below the window. Witness 1 saw Wind
9 masturbating and waving C.M. towards Wind.

10 8. Witness 2, also at the residence on April 6, 2011,
11 heard Witness 1 yell for him to come back to the back
12 bedroom. Witness 2 also looked out the window and saw
13 Wind with his penis out of his pants, masturbating,
14 and making a waving motion toward C.M. to come over to
15 Wind.

16 9. While waiting for an ambulance to arrive, C.M. stated
17 to RLPD officers that Reggie touched her "down here"
18 as she pointed between her legs.

19 10. C.M. further stated to RLPD officers that Reggie
20 pulled her pants and underwear down.

21 11. C.M. was interviewed by the Family Advocacy Center of
22 Northern Minnesota (FACNM) on April 12, 2011. During
23 the interview at FACNM C.M. stated that Reggie touched
24 her vaginal area with his hand underneath her
25 clothing. C.M. further stated Reggie stuck his "pee
26 pee" in her mouth.

27 12. I know that the Amanda Walton residence is within the
28 exterior boundaries of the Red Lake Indian
29 Reservation.

30 13. I know that Reginald John Wind Jr., DOB XX/XX/1988, is
31 considered by himself and others in the Red Lake
32 community to be an Indian Male.

14. I know that the mother of C.M., is an enrolled member of the Red Lake Band of Chippewa Indians; C.M. is considered to be an Indian and C.M. is eligible to be enrolled as a member of the Red Lake Band of Chippewa Indians. C.M. is five years old.

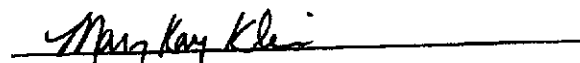
15. Based upon the above information, I believe that there is probable cause to conclude that on April 6, 2011, within the exterior boundaries of the Red Lake Indian Reservation, Minnesota, a location within the special territorial jurisdiction of the United States, Reginald John Wind Jr., an Indian, DOB XX/XX/1988, did knowingly engage in a sexual act with another person, C.M., also an Indian, DOB XX/XX/2005, a person who has not attained the age of 12 years; in violation of Title 18, United States Code, Sections 1151, 1153, and 2241(c).

16. Further your affiant sayeth not.



Michael J. Iverson
Special Agent
Federal Bureau of Investigation
Bemidji, Minnesota

Subscribed and sworn to before me this 3rd day of May, 2011.


U.S. Magistrate Judge